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AF/ 877/18

TRANSMITTAL LETTER			Case No. 56/327
U.S. Serial No. 09/365,118	Filing Date July 30, 1999	Examiner Natividad, Philip Sana	Group Art Unit 2877
Inventors Dieter Michel et al.			
Title of Invention ROTARY POSITION MEASURING SYSTEM			



TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is: Notice Of Appeal and post card.

Small entity status of this application under 37 CFR § 1.27 has been established by verified statement previously submitted.

- ☐ A statement to establish small entity status under 37 CFR §§ 1.9 and 1.27 is enclosed.
- ☒ Petition for a three (3) month extension of time.
- ☐ No additional fee is required.
- ☐ The fee has been calculated as shown below:

					Small Entity		or	Other Than Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee		Rate	Add'l Fee
Total		Minus			x \$9=			x \$18=	
Indep.		Minus			x \$43=			x \$86=	
First Presentation of Multiple Dep. Claim					+\$145=			+ \$290=	
					Total add'l fee	\$		total add'l fee	\$

- ☐ Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$\_\_\_\_\_. A duplicate copy of this sheet is enclosed.
- ☒ A check in the amount of \$330.00 to cover the petition filing fee is enclosed.
- ☒ A check in the amount of \$840.00 to cover the three (3) month extension fee of \$950.00, less \$110.00 submitted to the PTO with Amendment on January 26, 2004 is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
- ☒ I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

*John C. Freeman*

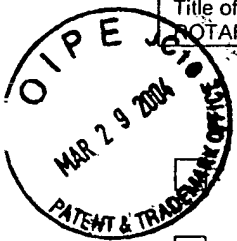
John C. Freeman  
Registration No. 34,483  
Attorney for Applicants

BRINKS HOFER GILSON & LIONE  
P.O. BOX 10395  
CHICAGO, ILLINOIS 60610  
(312) 321-4200

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope with sufficient postage addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on March 25, 2004

Date: March 25, 2004 Signature: *John C. Freeman*

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Alexandria, VA 22313  
on March 25, 2004

Date of Deposit

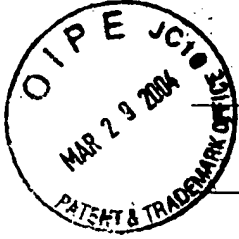
John C. Freeman

Name of applicant, assignee or  
Registered Representative

*John C. Freeman*

Signature  
March 25, 2004

Date of Signature



Case No. 56/327

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Dieter Michel et al.

Serial No: 09/365,118

Examiner: Natividad, Philip Sana

Filed: July 30, 1999

Group Art Unit: 2877

For: ROTARY POSITION  
MEASURING SYSTEM

### NOTICE OF APPEAL TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated September 25, 2003 of the Examiner finally rejecting Claims 1-20.

The item(s) checked below are appropriate:

1. ☒ An extension of time to respond to the final rejection was granted on January 26, 2004 for (one (1) month), and a second extension of time to respond to the final rejection was granted on March 25, 2004 for three (3) months.
2. ☒ A timely response to the final rejection has been filed, as provided in 841 O.G. 1411.

03/31/2004 RNEBRIGHT 00000046 09365118

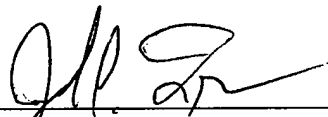
330.00 0P

01 FC:1401

3. ☒ Fee \$330.00 Other than a Small Entity
- ☐ Enclosed
- ☐ Not required (Fee paid in prior appeal)
- ☐ Charge to Deposit Account No. 23-1925 (One additional copy of this Notice enclosed herewith)
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
4. ☒ I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Dated: March 25, 2004

  
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John C. Freeman  
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Attorney for Applicants

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